



September 18, 2020

Thom Fischer Electron Hydro LLC  
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Subject: Electron Hydro Facility Compliance, Shoreline Substantial Development  
Permit Application 858766 and 858765

Mr. Fischer,

This letter serves as notice that the County's Stop Work of August 4<sup>th</sup> is amended in a limited manner to allow the following three specific items:

1. Construction of the abutment wall intended to secure the left side of the wood diversion structure. We understand this work is expected to take approximately 21 days (14 days to form, pour, cure, and strip the "center" abutment, and 7 days to tie-in the existing wood diversion to the abutment). This work is to be done in a manner that ensures full containment of concrete leachate.
2. Placement of heavy stone (which may be rounded or angular) at the outlet of Fish Ladder to create a step pool configuration that restores fish passage through the ladder. It is acknowledged that this will necessitate machinery in the wet channel. Stone shall not be placed elsewhere in the River.

Water quality related concerns related to these two items must be addressed in a Water Quality Management Plan that is to include water quality monitoring both at the immediate work site and for a distance of 300 feet downstream. Please coordinate with the Department of Ecology on this matter.

3. Isolation of the diversion intake structure. The opening to this structure is to be welded or bolted shut to prevent water from entering.

This letter also acknowledges our support for the work window time extension through October 2, as provided for in the Corps letter of September 18, 2020.

Please coordinate with the County and your 3<sup>rd</sup> party monitor regarding your proposed schedule of work.

Please continue to communicate your next steps as we move forward in the process. If you have any questions, contact Dave Risvold at [dave.risvold@piercecountywa.gov](mailto:dave.risvold@piercecountywa.gov) or 253-798-7036.

You are responsible for coordinating with, and receiving approval from, other agencies with review authority.

Be advised that allowance for these actions will not absolve Electron Hydro or any individuals or entities acting on its behalf from civil or criminal liability arising out of the environmental damage that has been caused by their actions.

Sincerely,



Melanie D. Halsan  
Assistant Director, Planning and Public Works

Cc: Bill Sterud, Chair, Puyallup Tribe  
Doug Richardson, Chair, Pierce County Council  
Jacalen Printz, US Army Corps of Engineers  
Carol Serdar, WA Department of Ecology  
Chris Czesla, Principal Marine/Fisheries Biologist, Confluence EC  
Gwen Lentjes, Program Manager Region 6, WA Department of Fish and Wildlife  
Dennis Hanberg, Director, Pierce County Planning and Public Works  
Todd Campbell, Prosecuting Attorney's Office  
Chris Spens, [cspens@tollhouseenergy.com](mailto:cspens@tollhouseenergy.com)